



have raised absolutely no material issue by which this case should be dismissed...”

The court has carefully reviewed the grounds on which defendants assert this action should be dismissed, pursuant to Rule 12 of the Federal Rules of Civil Procedure, and plaintiff’s response. Notwithstanding his objection, the grounds offered in furtherance of dismissal of the action against the individual defendants, Paul Cousins and Dr. Hunt, are well-considered. For reasons given by defendants, plaintiff’s action must be and is dismissed. Plaintiff has failed to state a claim upon which relief can be granted.

To the extent that plaintiff purports to bring this action against N.C. State University, plaintiff has failed to effect proper service on this defendant. Under the circumstances presented, this basis for dismissal, as argued by defendants, warrants that the action be dismissed also against N.C. State University. The clerk is directed to close the file.

SO ORDERED, this the 15th day of July, 2014.

A handwritten signature in black ink, reading "Louise W. Flanagan". The signature is written in a cursive, flowing style.

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LOUISE W. FLANAGAN  
United States District Judge